IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Harald MERKEL et al.   Conf.:   2145

Appl. No.:   09/885,285   Group: 2877

Filed: December 4, 2000   Examiner: STOCK JR., G.J.

For: DEVICE, METHOD AND SYSTEM FOR MEASURING
               THE DISTRIBUTION OF SELECTED PROPERTIES
               IN A MATERIAL

SMALL ENTITY TRANSMITTAL FORM

Commissioner for Patents   December 9, 2004
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

☒   Applicant claims small entity status under 37 C.F.R. § 1.27.

☐   The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

☐   Petition for   ( ) month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). $0.00 for the extension of time.

☒   No fee is required.

☐   Check(s) in the amount of $0.00 is(are) enclosed.

☐   Please charge Deposit Account No. 02-2448 in the amount of $0.00. A triplicate copy of this sheet is attached.

   If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By _____
   James M. Slattery, #28,380
                            #43,368
   P.O. Box 747
   Falls Church, VA 22040-0747
   (703) 205-8000

JMS/PCL/cl
0091-0189P

Attachment(s)

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REPLY TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents   December 9, 2004
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Election of Species Requirement dated November 16, 2004, the

following remarks are respectfully submitted in connection with the above-identified

application.

This reply includes:

Remarks.